IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY NINTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

-

WRIT PETITION NO : 19865 of 2004

Between:

Mr. Damarla Vasantha Rao, s/o Venkata Subba Rao,
Aged 52 years, Occ:Retired Employee, R/o D.No. 26-36-203,
1st Line, Ankamma Nagar, Guntur - 533 004

..... PETITIONER

AND

1. The Assistant Director of Handlooms, Guntur, Guntur District.
2. The Guntur Weavers Co-operative Production and Sale Society Ltd

No. N. 672, Guntur,
rep. by its Special Officer.
3. The Chairman, Co-operative Tribunal, Vijayawada, Krishna District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to call for the records and issue a writ or order or direction more particularly one in the nature of Writ of Certiorari and quash the impugned proceedings dt. 27-6-2002 of the 3rd respondent passed in M.A.No. 284/2001 in O.A.No. 98/1994 being illegal, arbitrary and violative of Articles 14, 21 and 300(A) of the Constitution of India apart from being violation of the principles of Natural Justice and consequently direct the 3rd respondent to return the F.D.R. No. SD/A/18/922487, dt. 13-9-1994 of Rs. 9,000/- deposited by the petitioner in O.A.No. 98/1994 on the file of the 3rd

respondent.

Counsel for the Petitioner: MR.T.LAKSHMI NARAYANA

Counsel for the Respondent No1 to 3.: GP FOR COOPERATION

The Court made the following:

O R D E R:

The writ petition is filed seeking an order to the third respondent-Cooperative Tribunal for refund of the amount deposited before it at the time of granting of stay.

There is no illegality in the order dated 27-06-2002 passed by the third respondent refusing to refund the amount. Therefore, there shall not be any interference by this Court by invoking the extraordinary jurisdiction under Article 226 of the Constitution of India.

The writ petition is accordingly dismissed. No costs.

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29-10-2004.

Lrkm.

To

1. The Assistant Director of Handlooms, Guntur, Guntur District.
2. The Special Officer, Guntur Weavers Co-operative Production and

Sale Society Limited No. N. 672, Guntur,
3. The Chairman, Co-operative Tribunal, Vijayawada, Krishna District.

4. 2CCs to the Government Pleader for Cooperation, High Court

Buildings, High Court of A.P., Hyderabad.

5. 2 CD copies.